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06 UNITED STATES DISTRICT COURT
07 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

08 UNITED STATES OF AMERICA,) CASE NO. CR03-275-MJP
09 Plaintiff,)
10 v.) SUMMARY REPORT OF U.S.
11 HOANG TRI NGUYEN,) MAGISTRATE JUDGE AS TO
12 Defendant.) ALLEGED VIOLATIONS
OF SUPERVISED RELEASE
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14 An initial hearing on supervised release revocation in this case was scheduled before me
15 on September 17, 2008. The United States was represented by AUSA Michael Scoville and the
16 defendant by Paula S. Deutsch. The proceedings were digitally recorded.

17 Defendant had been sentenced on or about October 17, 2003 by the Honorable Marsha J.
18 Pechman on a charge of Bank Fraud, and sentenced to 1 day in custody with credit for time
19 served, 5 years supervised release. (Dkt. 16.)

20 The conditions of supervised release included the standard conditions plus the requirements
21 that defendant be prohibited from possessing a firearm, submit to mandatory drug testing, submit
22 to search, be prohibited from gambling or frequenting a gambling establishment, attend Gamblers

01 Anonymous, complete 100 hours of community service, pay restitution in the amount of
02 \$15,044.10, provide access to financial information, maintain a single checking account for all
03 financial transactions, disclose any business interests, disclose all assets and liabilities, allow
04 inspection of personal computer, notify his probation officer of all software owned or purchased,
05 be prohibited from obtaining new credit lines or obligations, cooperate with the IRS to pay all
06 taxes owing, restrict internet access to school and email, and notify the probation officer of any
07 material change in financial circumstances that would affect the ability to pay restitution.

08 In an application dated August 20, 2008 (Dkt. 19), U.S. Probation Officer Jeff S. Robson
09 alleged the following violations of the conditions of supervised release:

10 1. Failing to report the purchase and use of additional software during the course of
11 supervision, in violation of special conditions of supervision.

12 2. Failing to limit internet usage to school and email purposes, in violation of special
13 conditions of supervision.

14 Defendant was advised in full as to those charges and as to his constitutional rights.

15 Defendant admitted the alleged violations and waived any evidentiary hearing as to
16 whether they occurred. (Dkt. 22.)

17 I therefore recommend the Court find defendant violated his supervised release as alleged,
18 and that the Court conduct a hearing limited to the issue of disposition. The next hearing will be
19 set before Judge Pechman.

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01 Pending a final determination by the Court, defendant has been released on the conditions
02 of supervision.

03 DATED this 17th day of September, 2008.

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05 Mary Alice Theiler
06 United States Magistrate Judge

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08 cc: District Judge: Honorable Marsha J. Pechman
09 AUSA: Michael Scoville
10 Defendant's attorney: Paula S. Deutsch
11 Probation officer: Jennifer Tien, Lorraine Bolle for Jeff S. Robson
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